

FILED

08 JUN -2 AM 11: 24

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

1 TIMOTHY J. HAGERTY  
(Kentucky State Bar No. 85414)  
2 *Pro hac vice application pending*  
Frost Brown Todd LLC  
3 400 W. Market St., 32nd Floor  
Louisville, Kentucky 40202  
4 Telephone: (502) 589-5400  
Facsimile: (502) 581-1087  
5 Email: thagerty@fbtlaw.com

6 KENNETH A. REICH  
(Massachusetts State Bar No. BBO 549464)  
7 *Pro hac vice application pending*  
WolfBlock LLP  
8 One Boston Place  
Boston, MA 02108  
9 Telephone: (617) 226-4003  
Facsimile: (617) 226-4500  
10 Email: kreich@wolfblock.com

11 JOSE R. ALLEN (California State Bar No. 122742)  
Skadden, Arps, Slate, Meagher & Flom LLP  
12 Four Embarcadero Center, Suite 3800  
San Francisco, CA 94111  
13 Telephone: (415) 984-6400  
Facsimile: (415) 984-2698  
14 Email: Jose.Allen@skadden.com

15 Attorneys for Intervenor-Defendant  
East Kentucky Power Cooperative, Inc.  
16

17 UNITED STATES DISTRICT COURT  
18 NORTHERN DISTRICT OF CALIFORNIA  
19 SAN FRANCISCO DIVISION

20 CENTER FOR BIOLOGICAL DIVERSITY,  
KENTUCKY ENVIRONMENTAL  
21 FOUNDATION, and SIERRA CLUB

22 Plaintiffs,

23 vs.

24 RURAL UTILITIES SERVICES, a federal agency  
Within the United States Department of Agriculture

25 Defendant.  
26  
27  
28

Case No. C08-1240-MMC

**PROOF OF SERVICE**

Proof of Service, Case No. C08-1240-MMC

1 I am employed in the County of San Francisco, State of California. I am over the age  
2 of 18 and not a party to the within action. My business address is Four Embarcadero Center, Suite  
3 3800, San Francisco, California 94111.

4 On June 2, 2008, I served the foregoing documents described as:

5 **APPLICATION FOR ADMISSION OF ATTORNEY (TIMOTHY J. HAGERTY) *PRO HAC***  
6 ***VICE*; [PROPOSED] ORDER GRANTING APPLICATION FOR ADMISSION OF**  
7 **ATTORNEY (TIMOTHY J. HAGERTY) *PRO HAC VICE*; APPLICATION FOR**  
8 **ADMISSION OF ATTORNEY (KENNETH A. REICH) *PRO HAC VICE*; [PROPOSED]**  
9 **ORDER GRANTING APPLICATION FOR ADMISSION OF ATTORNEY (KENNETH A.**  
10 **REICH) *PRO HAC VICE*;**

11 on interested parties in this action by placing a true copy thereof enclosed in a sealed envelope  
12 addressed as follows:

13 **VIA FEDERAL EXPRESS**

14 **Matthew D. Vespa**  
15 **Center for Biological Diversity**  
16 **1095 Market Street, Suite 511**  
**San Francisco, CA 94103**

17 **Marianne G. Dugan**  
18 **259 E. 5th Avenue, Suite 200-D**  
**Eugene, OR 97401**

19 I am readily familiar with the firm's practice for the collection and processing of  
20 correspondence to be delivered by overnight mail and the fact that the correspondence is placed for  
21 collection by Federal Express that same day in the ordinary course of business, to wit, that packages  
22 will either be picked up from my firm by Federal Express and/or delivered by my firm to the Federal  
23 Express office. On this date, the above-referenced correspondence was placed for collection and  
24 overnight mail following ordinary business practices at San Francisco, California.

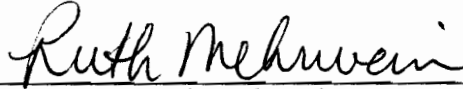
25 **VIA US POSTAL SERVICE OVERNIGHT MAIL**

26 **Rachel Anne Dougan**  
27 **U.S. Department of Justice**  
28 **P.O. Box 663**  
**Washington, DC 20044-0663**

1 I deposited such envelope with postage thereon fully prepaid at San Francisco,  
2 California, and placed for collection and mailing via overnight delivery following ordinary business  
3 practices. I am readily familiar with the firm's practice for the collection and processing of docu-  
4 ments for mailing with the United States Postal Service in the ordinary course of business.

5 I declare under penalty of perjury under the laws of the State of California and the  
6 United States of America that the above is true and correct.

7 Executed on June 2, 2008, at San Francisco, California.

8   
9 \_\_\_\_\_

Ruth Mehrwein